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17 Attorney for Defendants

18 UNITED STATES DISTRICT COURT
19 DISTRICT OF ARIZONA

20 PHOENIX NEWSPAPERS, INC., and
21 DENNIS WAGNER,

22 Plaintiffs,

23 vs.

24 BUREAU OF INDIAN AFFAIRS;
25 UNITED STATES DEPARTMENT OF
26 THE INTERIOR,

27 Defendants.

No. CV 09-859-PHX-DKD

**STIPULATION TO DISMISS
WITH PREJUDICE**

28 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs Phoenix Newspapers, Inc. and Dennis Wagner (collectively, "PNI") and Defendant United States Department of Interior and its component Bureau of Indian Affairs (collectively, "DOI") hereby notify the Court that they have reached a settlement fully resolving all issues in this lawsuit as set forth in the Final Settlement Agreement, Release and Dismissal, attached hereto as Exhibit A. Accordingly, the parties stipulate to the dismissal with prejudice of this action.

1 For the Court's convenience, a proposed form Order is attached.

2 RESPECTFULLY SUBMITTED this 3rd day of June, 2010.

3 STEPTOE & JOHNSON LLP

4
5 By /s/ Chris Moeser

6 David J. Bodney

7 Chris Moeser

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12 Phoenix Newspapers, Inc. and Dennis

13 Wagner

14 UNITED STATES DEPARTMENT OF
15 THE INTERIOR and its component
16 BUREAU OF INDIAN AFFAIRS

17 By /s/ Chris Moeser for Daniel D. Price,
18 with permission

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27
28

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on the 3rd day of June, 2010, I caused the attached document to be electronically transmitted to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF Registrant:

Daniel D. Price
daniel.price2@usdoj.gov

I further certify that I caused a copy of the attached document and a properly formatted version of the text of the proposed order to be electronically transmitted and mailed on the 3rd day of June, 2010, to:

Hon. David K. Duncan
United States District Court
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/s/ Patricia Robinson